

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

CENE DIMOVICH,

Plaintiff,

Case No. 2:09-cv-13922

vs.

Hon. Denise Page Hood

HARTFORD LIFE AND ACCIDENT
INSURANCE COMPANY,

Defendant.

/

**ORDER AMENDING CAPTION,
DISMISSING COUNT II OF PLAINTIFF'S AMENDED
COMPLAINT, AND EXTENDING TIME TO RESPOND**

Upon the stipulation of parties filed with the United States District Court, Eastern District of Michigan, as docket no. [11] and the Court being otherwise fully advised in the premises;

IT IS HEREBY ORDERED that Defendant Hartford Life and Accident Insurance Company (“Hartford”) is the proper party to defend against Plaintiff’s claim alleging that he was wrongfully denied long-term disability benefits pursuant to 29 U.S.C. §1132(a)(1)(B) in this action.

IT IS FURTHER ORDERED, that the caption shall be amended so that the named Defendant is reflected as “Hartford Life and Accident Insurance Company.”

IT IS FURTHER ORDERED that **COUNT II** of Plaintiff’s Amended Complaint [Docket No. 9] shall be dismissed with prejudice.

IT IS FURTHER ORDERED that Hartford shall have an extension of thirty (30) days, until Wednesday, January 6, 2010, within which to answer, move, or otherwise respond to the Amended Complaint in the above-captioned matter.

IT IS SO ORDERED this 18th day of December, 2009.

s/ DENISE PAGE HOOD
U. S. DISTRICT JUDGE

#11774981 v1